ORIGINAL

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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY: DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

EUGENE GENCHEV, Plaintiff, vs. DETROIT DIESEL CORPORATION; and Does 10, inclusive, Defendant.	Case No. '08 CV 1021 W NLS **NOTICE OF RELATED CASE** (Complaint filed: 4/18/08)

TO THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF CALIFORNIA:

Pursuant to Local Rule 40.1(e), defendant Detroit Diesel Corporation submits this notice of related case regarding the following:

Genchev v. Freightliner, LLC, USDC Southern Case No. 05-CV-2071-W (JMA), removed to federal court on November 4, 2005 and dismissed on April 11, 2008.

The prior lawsuit was filed by the same plaintiff and relates to the same 2004 Freightliner and 2005 Freightliner at issue in this action. Plaintiff previously sued

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Freightliner, the manufacturer of the vehicle, and now sues Detroit Diesel Corporation, the manufacturer of the engines in those vehicles.

Dated: June 6, 2008

GRACE, COSGROVE & SCHIRM
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By: [signature]
Philip R. Cosgrove
Lisa Kralik Hansen

Attorneys for Defendant
DETROIT DIESEL CORPORATION

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PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 444 South Flower Street, Suite 1100, Los Angeles, California 90071.

On June 6, 2008, I served the within document(s) described as:

NOTICE OF RELATED CASE

on the interested parties in this action as stated on the attached mailing list.

☒ (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth on the attached mailing list. I placed each such envelope for collection and mailing following ordinary business practices. I am readily familiar with this Firm's practice for collection and processing of correspondence for mailing. Under that practice, the correspondence would be deposited with the United States Postal Service on that same day, with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ (BY FAX) By transmitting a true copy of the foregoing document(s) via facsimile transmission from this Firm's sending facsimile machine, whose telephone number is (213) 533-5444, to each interested party at the facsimile machine telephone number(s) set forth on the attached mailing list. Said transmission(s) were completed on the aforesaid date at the time stated on the transmission record issued by this Firm's sending facsimile machine. Each such transmission was reported as complete and without error and a transmission report was properly issued by this Firm's sending facsimile machine for each interested party served. A true copy of each transmission report is attached to the office copy of this proof of service and will be provided upon request.

I certify that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on June 6, 2008, at Los Angeles, California.

I declare under penalty of perjury that the foregoing is true and correct.

Liv Kirchoff — (Type or print name)

(Signature)

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SERVICE LIST

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